

State of South Dakota

NINETIETH SESSION LEGISLATIVE ASSEMBLY, 2015

981W0029

HOUSE BILL NO. 1004

Introduced by: Representatives Solum and Johns and Senators Brown, Bradford, Greenfield (Brock), Heinert, and Tieszen at the request of the Interim Alcoholic Beverage Shipping and Distribution Committee

1 FOR AN ACT ENTITLED, An Act to authorize the direct sale of distilled spirits from artisan
2 distillers to retailers and wholesalers.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 35-13-9 be amended to read as follows:

5 35-13-9. A license issued pursuant to § 35-13-2 authorizes the sale ~~on the distillery premises~~
6 of distilled spirits produced by the artisan distillery ~~at~~ for on-sale or off-sale, ~~in total quantities~~
7 ~~not in excess of~~ and the dispensing of free samples of the distilled spirits offered for sale, on the
8 distillery premises. Notwithstanding the provisions of § 35-4-47 or 35-4-60, an artisan distiller
9 licensed pursuant to this chapter may also sell the distilled spirits produced pursuant to the
10 license to wholesalers and retailers licensed pursuant to subdivisions 35-4-2(2), (3), (4), (5), (6),
11 (9), (11), and (13). Distilled spirits sold pursuant to this section may not exceed fifty thousand
12 gallons in a calendar year ~~and the dispensing of free samples of distilled spirits offered for sale.~~
13 Except as provided in this chapter, such sales shall comply with the provisions of ~~Title~~ title 35.

